

REMARKS

Claims 1-9, 11-28, 30, 31, 33-69, and 78-91 are pending in the present reissue application and have been examined on the merits. Applicant respectfully submits that all of pending claims 1-9, 11-28, 30, 31, 33-69, and 78-91 are allowable and respectfully requests reconsideration and allowance of the pending claims.

I. Claim Rejection under 35 U.S.C. § 251

Claims 1-9, 11-28, 30, 31, 33-69, and 78-91 have been rejected under 35 U.S.C. § 251 based on an assertion that the Reissue Oath or Declaration is defective because the Reissue Declaration filed February 8, 2005, "does not cover the current amendment to this application." Office Action at 2. Applicant submits herewith a Supplemental Reissue Declaration of Thierry Ponton, the inventor, which covers the amendments included in Applicant's responses filed June 6, 2008, January 30, 2009, and August 10, 2009. Therefore, Applicant respectfully requests reconsideration and withdrawal of the rejection of claims 1-9, 11-28, 30, 31, 33-69, and 78-91 under 35 U.S.C. § 251.

II. Conclusion

For at least the reasons outlined above and in Applicant's response filed August 10, 2009, claims 1-9, 11-28, 30, 31, 33-69, and 78-91 should be allowable. Applicant respectfully requests reconsideration of this application, withdrawal of the claim rejection, and allowance of all of pending claims 1-9, 11-28, 30, 31, 33-69, and 78-91.

If the Examiner believes that a telephone conversation might advance prosecution of this application, the Examiner is cordially invited to call Applicant's undersigned attorney.

Please grant any extensions of time required to enter this Response and charge any required fees to our Deposit Account 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: July 6, 2010

By: 

Christopher T. Kent
Reg. No. 48,216

Attachments: Supplemental Reissue Declaration of Thierry Ponton